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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: November 28, 2006 Name: Craig A. Summerfield

Signature: [Signature]

BRINKS  
HOFER  
GILSON  
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: John C. Gaddy, et al.

Appln. No.: 09/750,902

Filed: December 27, 2000

For: SYNCHRONIZED STREAMED PLAYBACK AND  
LOCAL RECORDING FOR PERSONAL  
COMPUTERS

Examiner: Daniel R. Sellers

Art Unit: 2615

Attorney Docket No: 13149/5

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Power of Attorney (2 pages).  
☒ Return Receipt Postcard

Fee calculation:

- ☐ No additional fee is required.  
☐ Small Entity.  
☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).  
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$0.00 is enclosed.  
☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).  
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Date

Nov. 28 2006

[Signature]  
Craig A. Summerfield (Reg. No. 37,947)

BRINKS HOFER GILSON & LIONE  
NBC Tower – Suite 3600, 455 N. Cityfront Plaza Drive, Chicago, IL 60611-5599

BRINKS  
HOFER  
GILSON  
& LIONE

Inventor(s): Gaddy et al.

Title:

DEC 01 2006

SYNCHRONIZED STREAMED PLAYBACK AND LOCAL RECORDING FOR PERSONAL COMUPTERS

## POWER OF ATTORNEY

The specification of the above-identified patent application:



is attached hereto

was filed on December 27, 2000 as application Serial No. 09/750,902

I hereby revoke all previously granted powers of attorney in the above-identified patent application and appoint the following attorneys to prosecute said patent application and to transact all business in the Patent and Trademark Office connected therewith:

## Customer No. 00757 - Brinks Hofer Gilson Lione

Please address all correspondence and telephone calls to Craig A. Summerfield in care of:

Brinks Hofer Gilson & Lione  
P.O. Box 10395  
Chicago, IL 60610  
(312)321-4200

The undersigned hereby authorizes the U.S. attorneys named herein to accept and follow instructions from John C. Gaddy as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorneys named herein will be so notified by the undersigned.

As required by 37 CFR 3.73(b)(1) and shown below, the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

John C. Gaddy, certifies that he is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

☐ An assignment from the inventor(s) of the patent application identified above, which is being recorded concurrently herewith pursuant to 37 CFR 3.11, a copy of which is attached hereto.  
OR

☐ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, frame \_\_\_\_\_.  
OR

☒ A chain of title from the inventor(s) of the patent application identified above to the current assignee as shown below:

1. From Timbral Research, Inc. To: John C. Gaddy  
The document was recorded in the Patent and Trademark Office at Reel 014109, frame 0416, or a copy thereof is attached.
2. From John C Gaddy and John D. Marshall To: Timbral Research, Inc.  
The document was recorded in the Patent and Trademark Office at Reel 011813, frame 0017, or a copy thereof is attached.

☒ Additional documents in the chain of title are listed on a supplemental sheet.

The undersigned has reviewed the assignment or all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature

Name:

Title:

Date:

John C. Gaddy  
John C. Gaddy  
President, Ekoni Inc.

11-1-06

## SUPPLEMENTAL SHEET

3. From Walter J. Bankovitch, John D. Marshall and John C. Gaddy To: Timbral Research, Inc.  
The document was recorded in the Patent and Trademark Office at  
Reel 011426, frame 0493, or a copy thereof is attached.



BEST AVAILABLE COPY